

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Grant E. DUBOIS et al.	)	Group Art Unit: 1761
	)	
Application No.: 09/838,809	)	Examiner: C. Paden
	)	
Filed: April 20, 2001	)	
	)	Confirmation No.: 3526
For: NON CALORIC FROZEN	)	
CARBONATED BEVERAGE	)	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Via EFS-Web**

Sir:

**PETITION FOR EXTENSION OF TIME**

Applicants hereby petition for a one-month extension of time to file a Request for Continued Examination in reply to the Office Action of July 3, 2007. A fee of \$120.00 is enclosed.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: October 31, 2007

By: *Jen M. Mon* <sup>#55,468</sup> for  
Lori-Ann Johnson  
Reg. No. 34,498